

1 IRENE K. YESOWITCH State Bar #111575
2 CHIP COX State Bar #159681
3 LONG & LEVIT LLP
4 465 California Street, Suite 500
5 San Francisco, CA 94104
6 TEL: (415) 397-2222 FAX: (415) 397-6392
7 iyesowitch@longlevit.com
8 ChipC@longlevit.com

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10 Attorneys for Defendant
11 MARKEL AMERICAN INSURANCE COMPANY

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14 UNITED STATES DISTRICT COURT
15 NORTHERN DISTRICT OF CALIFORNIA

16 LENSCRAFTERS, INC.; and EYEXAM OF
17 CALIFORNIA, INC.,

18 CASE No. CV-07-2853 SBA

19 Plaintiffs,
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22 vs.
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24 LIBERTY MUTUAL FIRE INSURANCE
25 COMPANY; EXECUTIVE RISK
SPECIALTY INSURANCE COMPANY;
UNITED STATES FIRE INSURANCE
COMPANY; MARKEL AMERICAN
INSURANCE COMPANY; and
WESTCHESTER FIRE INSURANCE
COMPANY,
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27 Defendants.
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AND RELATED CROSS ACTIONS

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22 WHEREAS, on July 31, 2008, Defendant and Counter-Claimant United States Fire
23 Insurance Company (“U.S. Fire”) filed an Answer and Counterclaim responding to the
24 Counterclaim of Defendant and Counter-Claimant Markel American Insurance Company
25 (“Markel”);

26 WHEREAS, Markel’s response to U.S. Fire’s Counterclaim was due on August 20, 2008
27 and extended to September 19, 2008 by stipulation between the parties and ordered by this
28 Court; and

1 WHEREAS Markel has requested and U.S. Fire has agreed to another extension of time
2 for Markel to respond to the Counterclaim;

3 THEREFORE, Markel and U.S. Fire stipulate and request that this Court order that the
4 time for Markel to respond to U.S. Fire's Counterclaim is extended to October 17, 2008.

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6 Dated: September 17, 2008

LONG & LEVIT LLP

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8 By /s/

9 IRENE K. YESOWITCH
10 Attorneys for Defendant,
11 MARKEL AMERICAN
12 INSURANCE COMPANY

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14 Dated: September 17, 2008

SQUIRE, SANDERS & DEMPSEY L.L.P.

15 By /s/

16 ANDREW L. CHANG
17 Attorneys for Defendant and Counter-
18 Claimant UNITED STATES FIRE
19 INSURANCE COMPANY

20 IT IS SO ORDERED

21 DATED: 9/23/08

22 
23 HON. SAUNDRA BROWN ARMSTRONG
24 United States District Court Judge

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26 DOCS\6560-015\554225.V1